Republic of Kenya

EDICT OF GOVERNMENT

KS 1707 (2012) (English): Labelling of cosmetic products (Draft Standard)

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KENYA STANDARD

KS 1707: 2012
ICS 71.100.70

Labelling of cosmetic products

Third Edition 2012

TECHNICAL COMMITTEE REPRESENTATION

The following organizations were represented on the Technical Committee:

Consumer Information Network
Kenyatta National Hospital — Dermatology Department
Government Chemist
Haco Industries Ltd.
Rozeco Chemical Industries Ltd.
Interconsumer Products Ltd.
Kenya Industrial Research and Development Institute (KIRDI)
Beiersdorf (EA) Ltd.
Pz Cussons E.A. Ltd
Unilever Kenya Ltd.
Henkel Chemicals (EA) Ltd.
Intertek International
Jomo Kenyatta University of Agriculture and Technology (JKUAT)
Ministry of Medical Services
Kenya Association of Manufacturers
Ministry of Public Health and Sanitation
Kenya Bureau of Standards — Secretariat

REVISION OF KENYA STANDARDS

In order to keep abreast of progress in industry, Kenya Standards shall be regularly reviewed. Suggestions for improvements to published standards, addressed to the Managing Director, Kenya Bureau of Standards, are welcome.

ISBN 9966-23-739-9

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Labelling of cosmetic products

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P R E F A C E

This Kenya Standard was prepared by the Technical Committee on Cosmetics and Related Products under the guidance of the Standards Projects Committee, and it is in accordance with the procedures of the Bureau.

This standard was first issued in February, 2001. In this First Revision, the clauses touching on date marking and presentation of manufacturer's/importer's address have been altered.

This standard gives requirements for the labelling of cosmetic products except as otherwise stated in a specific Kenya Standard. The standard will go a long way in offering guidance to the manufacturers and importers of cosmetic products in declaring all the important information on products, which is deemed necessary for correct understanding by the consumer of the products.

In the preparation of this standard, reference was made to the following document:

Regulation (EC) No. 1223/2009 of the European Parliament and of the Council of the European Union. (2009): **Cosmetic Products**. Brussels

Acknowledgement is hereby made for the assistance derived from this source.

KENYA STANDARD

LABELLING OF COSMETIC PRODUCTS

1. SCOPE

This Kenya Standard covers requirements for the labelling of cosmetic products.

2. APPLICATION

This standard applies to all cosmetic products that fit within the definitions outlined below, and which are listed in KS 1474:* Part 1.

3. DEFINITIONS:

For the purposes of this standard, the following definitions shall apply:

3.1 **cosmetic product** — means any substance or preparation intended to be placed in contact with the various external parts of the human body (epidermis, hair system, nails, lips and external genital organs) or with the teeth and the mucous membranes of the oral cavity with a view exclusively or mainly to cleaning them, perfuming them, changing their appearance and/or correcting body odours and/or protecting them or keeping them in good condition.

3.2 **ingredient** — Means any chemical substance or preparation of synthetic or natural origin, used in the composition of cosmetic products, and present in the final product.

4. GENERAL REQUIREMENTS

4.1 The labelling shall be in English or Kiswahili languages. Any other language shall be optional.

4.2 The cosmetic products shall not be described or presented on any label by words, pictorial and other devices, in a manner that is deceptive, false, misleading or is likely to create an erroneous impression regarding its character in any respect.

4.3 Any product claiming “dermatologically tested”, “clinically tested” or any other such claims on the label shall be accompanied by proof of the tests carried out. Such documents shall be presented to KEBS and other authorities on demand.

4.4 Where it is impracticable, for reasons of size or shape, for the particulars outlined in clause **5** to appear on the package or container, those particulars shall appear on a label, tag, tape, or card attached to the product, or an enclosed leaflet.

4.5 This information shall be provided in addition to any other labelling requirements outlined in specific Kenya Standards.

5. LABELLING REQUIREMENTS

* Classification of cosmetic raw materials and adjuncts
Part 1. Illustrative list by category of cosmetic products.

All containers or packages packed with cosmetic products shall bear the following information in indelible, easily legible and visible lettering:

5.1 **Name, Address and Telephone contact** — The name, address and telephone contact of the manufacturer, including country of origin. Imported products shall in addition bear the name and address of the local importer/distributor, except where the importer is a local subsidiary of the manufacturer, or the approved sole agent of the manufacturer.

5.2 **Net Content** — The net content at the time of packaging, given by weight or by volume.

5.3 **Date of Manufacture** — The date of manufacture shall be labelled on each product. If coded, the decoded information shall be availed to the Kenya Bureau of Standards on request.

5.4 **Expiry/Best Before Date**

5.4.1 Products that have a shelf life of 30 months and less shall be marked with the expiry date. The manufacturer or his agent or the person to whose order a cosmetic product is manufactured or the person responsible for placing an imported cosmetic product on the market shall ensure that the information outlined in Appendix A is easily accessible to the competent authority.

5.4.2 For products with a shelf life greater than 30 months:

(*a*) The best before date shall be labelled or

(*b*) The manufacturer or his agent or the person to whose order a cosmetic product is manufactured or the person responsible for placing an imported cosmetic product on the market shall provide a dossier containing the information outlined in Appendix A to the competent authority before placing the product on the market.

5.5 **Precautions** — Particular precautions to be observed in storage or use, if necessary.

5.6 **Batch Number** — The batch or code number for identification of the goods. The decoded information shall be availed to Kenya Bureau of Standards on request.

5.7 **Function of the Product and Instructions for Use** — Unless it is clear from the presentation of the product.

5.8 Disposal instructions for protection of the environment — Pictorial instructions or otherwise may be given.

5.9 **Ingredients**

5.9.1 The list of ingredients shall be declared in descending order of weight at the time they are added. That list shall be preceded by the word 'ingredients'. The INCI label names shall be used.

INCI – International Nomenclature of Cosmetic Ingredients

5.9.2 The following shall not, however, be regarded as ingredients;

(i) Impurities in the raw materials used;

(ii) Subsidiary technical materials used in the preparation but not present in the final product;

(iii) Materials used in strictly necessary quantities as solvents or as carriers for perfume and aromatic compositions.

5.9.3 Perfume and aromatic compositions and their raw materials shall be referred to by the word 'perfume' or 'flavour'. Ingredients in concentrations of less than 1 per cent may be listed in any order after those in concentrations of more than 1per cent.

5.9.4 Colouring agents may be listed in any order after the other ingredients, in accordance with the colour index number or denomination adopted in KS 03-1474: Part 4*. For decorative cosmetic products marketed in several colour shades, all colouring agents used in the range may be listed, provided that the terms 'may contain' are added, or the symbol +/-.

* Part 4: List of colouring agents allowed for use in cosmetic products.

A P P E N D I X A

INFORMATION ON COSMETIC PRODUCTS

CONFIDENTIAL

PART 1

A1. Name of applicant.
Business address.
Telephone number.

A2. Name of product.
Type of formulation.
Presentation of the product.

A3. Identification (physical appearance of the product).

A4. Name and business address of manufacturer.
Country of origin.

A5. Is the product authorized to be on the market in the country of origin?
If yes, attach certificate of analysis. If not, state the reasons below:

PART II

A6. The names and structural formulas of the ingredients are as follows:

APPROVED OR CHEMICAL NAME	INCI NAME	STRUCTURAL FORMULA	QUANTITY

PART III

A7. Physical, Chemical and microbiological specifications for all the raw materials used in the manufacturing process are as follows:

PART IV

A8. Analytical control procedures which are performed on all raw materials before they are used in manufacturing process are as follows:

PART V

A9. Analytical control procedures and the frequency with which they are performed during the manufacturing process are as follows:

PART VI

A10. Full physical, chemical and microbiological specifications of final manufactured product are as follows: (mention also the purity and microbiological criteria of the finished cosmetic product).

PART VII

A11. The analytical procedures which are performed on the final manufactured product are as follows:

PART VIII

A12. The inferred shelf-life of the product is as follows:

PART IX

A13. A summary of the experimental details and results of tests performed on the product to confirm its shelf-life and stability is as follows:

PART X

A14. Summaries of the method of manufacture and packaging are as follows:

PART XI

A15. Existing data on undesirable effects on human health resulting from use of the cosmetic product is as follows:

PART XII

A16. Particulars of the tests conducted for assessment of the safety for human health of the finished product. A summary of the nature of the tests, by whom conducted and where, results etc should be given. To this end, the manufacturer shall take into consideration the general toxicological profile of the ingredients, the chemical structure and its level of exposure.

PART XIII

A17. The name and address of the qualified person(s) responsible for the assessment referred to in PART XII. That person must hold a diploma in the field of toxicology, dermatology, medicine or a similar discipline.

PART XIV

A18. Proof of the effect claimed for the cosmetic product, where justified by the nature of the effect or product.

The undersigned here declares that all the information contained herein is correct to the best of my knowledge and belief.

…… ……..

Date of application Signature of applicant and designation

NOTE: A separate application is required for each Cosmetic product.